

**SAN BERNARDINO
ASSOCIATED GOVERNMENTS
NOTICE TO CONTRACTORS**

Sealed proposals for the work shown on the Plans entitled:

**FOR CONSTRUCTION OF

Segment 10 Early Project
Early Structures and Sound Walls

IN
SAN BERNARDINO COUNTY
IN THE CITY OF RIALTO, CALIFORNIA
Contract No. 04-005**

MUST be delivered to and received by:

Location: San Bernardino Associated Governments
444 North Arrowhead Ave., Suite 203
San Bernardino, CA 92401-1444

Phone: (909) 889-8611 ext. 154

NO LATER THAN 2:00 p.m. on June 25, 2003. Bidders are responsible for ensuring that their **ENTIRE** proposal package is received in the office by the time and date specified above and that the **ENTIRE** original proposal forms in the Proposal and Contract Document package are all filled out and returned. No copies of proposal forms will be allowed unless otherwise stated elsewhere in the proposal. If any forms are not filled out or are missing, the bid may be considered at San Bernardino Associated Government's discretion to be non-responsive and subject to rejection. Any proposals that are not timely received in the office shall be returned unopened.

NOTE: The Contractor shall clearly label his/her sealed proposal package with (1) the company name and address; and (2) the following words in large visible print on all sides of the sealed proposal package:

**Sealed Proposal Package for
Segment 10 Early Project
Early Structures and Sound Walls
DO NOT OPEN!!!**

Bids will be opened and read aloud on June 25, 2003 at approximately 2:00 p.m.

General description of work:

This project includes several work components: construction of the overcrossing structure at Riverside Avenue over the future SR210 mainline, construction of minor drainage facilities, local street improvements, and soundwalls. All of this work is within the City of Rialto limits.

A Riverside Avenue detour will be constructed around the overcrossing site. The street improvements include the temporary re-alignment of Highland Avenue near Riverside Avenue and the cul-de-sacs at Willow Avenue, Alice Avenue, and Acacia Avenue. The masonry block sound walls constructed as part of this project will be from East of Willow to East of Acacia.

At the time this Contract is awarded, the Contractor shall possess a Class A Contractor's License. The Contract is subject to State Contract Nondiscriminatory and Compliance Requirements pursuant to Government Code, Section 12900.

In accordance with California Public Contract Code 20103.5 when federal funds are involved in local agency contracts, no bid shall be invalidated by the failure of the bidder to be licensed in California at the time of bid opening. However, at the time of award the selected contractor shall be properly licensed in accordance with the laws of the State and policies of SANBAG. Contractor shall possess a Class "A" license, or other license qualifying the bidder to bid as a prime Contractor, prior to award of Contract as approved by Board of Directors.

The Plans, Special Provisions, and Proposal Forms for bidding this project can only be obtained at the SANBAG construction office at 32220 Outer Highway 10 South, Redlands, CA 92373. Contact Mario Marzona at (909) 795-1003 ext 204 or cell (909) 712-0972. A non-refundable fee, as follows, is due upon receipt or prior to mailing:

Reduced plan set (1 vols.)	\$ 50.00
Specials and Proposal (2 vols.)	\$ 20.00
Full size plan set (1 vols.)	\$100.00
Geotech Report	\$ 15.00

These items will not be available prior to **May 21, 2003**. Requests shall include: Company Name; Contact Person; Telephone Number, Fax Number, deliverable address and FedEx or other delivery account number.

Bid questions must be submitted to the SANBAG construction office – Attention Mario Marzona **NO LATER THAN 9:00 a.m. on June 19, 2003**. Responses will be sent to all plan holders on or about 3:00 pm on June 23, 2003.

A proposal Guaranty in the form of a Bidders Bond in the amount of 10% of the bid amount will accompany each bid. After award, the successful Bidder shall furnish a Payment Bond and Performance Bond in the amount of 100% of the bid per the requirements in the Contract Documents.

This project has a **goal of 14 percent disadvantaged business enterprise (DBE) participation**. The San Bernardino Associated Government's hereby notifies all bidders that it will ensure that for any contract entered into pursuant to this advertisement, DBE enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration of an award.

Pursuant to Section 1773 of the Labor Code, of the State of California, the General Prevailing Wage Rates in the County in which work is to be done have been determined by the Director of the California Department of Industrial Relations. These wage rates are listed in the California Department of Industrial Relations Publication entitled, "General Prevailing Wage Rates" latest publication. Future effective General Prevailing Wage Rates that have been predetermined and are on file with the California Department of Industrial Relations are referenced but not printed in the General Prevailing Wage Rates.

The Federal minimum wage rates for this project as predetermined by the United States Secretary of Labor are set forth in these special provisions. Addenda to modify the Federal minimum wage rates, if necessary, will be issued to holders of the plans and specifications.

If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and the General Prevailing Wage rates determined by the Director of the California Department of Industrial Relations for similar classifications of labor, the Contractor and subcontractors shall pay not less than the higher wage rate. SANBAG will not accept lower State wage rates not specifically included in the Federal minimum wage determinations. This includes "helper" (or other classifications based on hours of experience) or any other classification not appearing in the Federal wage determinations. Where Federal wage determinations do not contain the State wage rate determination otherwise available for use by the Contractor and subcontractors, the Contractor and subcontractors shall pay not less than the Federal minimum wage rate which most closely approximates the duties of the employees in question.

The Contractor, at Contractor's expense, may elect to receive 100% of payments due under the Contract document from time to time, without retention from any portion of the payment by the San Bernardino Associated Governments, by depositing securities of equivalent value of the retained amount with the San Bernardino Associated Governments in accordance with the provisions of Section 22300 of the Public Contract Code. Such securities, if deposited by the Contractor, shall be valued by the San Bernardino Associated Governments, whose decision on valuation of the securities shall be final. Securities eligible for investment under this provision shall be limited to those listed in Section 22300 of the Public Contract Code and Section 16430 of the California Government Code.

The San Bernardino Associated Governments reserves the right to reject any or all bids, and to waive any irregularities in any proposal or bid, and to determine which proposal is, in its judgment, the lowest responsive bid of a responsible bidder and which proposal should be accepted in the best interest of the San Bernardino Associated Governments. No bids will be accepted unless made on the Proposal Form provided under a separate package. Meeting the goal for DBE participation or demonstrating to the satisfaction of SANBAG, adequate good faith efforts to do so, is a condition for being eligible for award of contract. Bids are required for the entire work described herein.

Contractor's attention is directed to Section 2-1.03 of the Special Provisions. If the DBE information is not submitted with the bid, the apparent successful bidder (low bidder), the second low bidder and the third low bidder shall submit DBE information to SANBAG, 444 N. Arrowhead, Suite 203, San Bernardino CA, 92401, so the information is received by SANBAG no later than 4:00 p.m. on the **second day**, not including Saturdays, Sundays and legal holidays following bid opening.

No bid may be withdrawn within sixty days (60) after the scheduled bid opening date.

By order of the Governing Board of the San Bernardino Associated Governments
Dated: March 5, 2003.

Joe Guzzetta
Director of Freeway Construction

Date of Advertisement: May 21, 2003.